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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/851,995	05/10/2001	Charles P. Hall	1245.02	4129
27353	7590	12/02/2004	EXAMINER	
MELVIN K. SILVERMAN 500 WEST CYPRESS CREEK ROAD SUITE 500 FT. LAUDERDALE, FL 33309			MOY, JOSEPH MAN	
			ART UNIT	PAPER NUMBER
			3727	

DATE MAILED: 12/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



Serial Number: 09/851,995

Art Unit: 3727

Claims 4 and 5 are finally rejected as set forth in the Office Action dated 3/10/04.

Applicant's arguments filed 10/15/04 have been fully considered but they are not persuasive.

As long as there is a reasonable motivation for one having ordinary skill in the art to learn enough from the secondary reference to make the modification, that will satisfy the obviousness. In order to separate the white and the color clothing, one having ordinary skill in the art would have learn enough from Capelli to provide the hamper of Hobson et al (Des.344,167) with a partitions to enhance the handling process. Regarding the claimed range of "not less than 1/3 and not more than 2/3..." Clearly Hobson shows that range about 1/2 which falls within the claimed range. It is not understood how applicant's attorney calculation comes out to 24 to 26 %.

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for response to this final action is set to expire THREE MONTHS from the date of this action. In the event a first response is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event will the statutory period for response expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this office action will be directed to Examiner  
Joseph Moy, (571) 272-4543

Date: 11/26/04

  
Joseph Man-Fu Moy  
Primary Examiner